

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CALLAWAY GOLF COMPANY,

Plaintiff,

v.

ACUSHNET COMPANY,

Defendant.

C. A. No. 06-91 (SLR)

**DECLARATION OF THOMAS L. HALKOWSKI IN SUPPORT OF
CALLAWAY GOLF COMPANY'S OPPOSITION TO
ACUSHNET'S MOTIONS IN LIMINE NOS. 1 & 2**

I, Thomas L. Halkowski, declare as follows:

1. I am a principal of Fish & Richardson P.C., counsel of record in this action for Callaway Golf Company. I am a member of the Bar of the State of Delaware and am admitted to this Court. I have personal knowledge of the matters stated in this declaration and would testify to them under oath if called upon to do so.

2. Attached as **Exhibit A** is a true and correct copy of excerpts from the transcript of the Jury Trial held from December 5th to December 14th, 2007, before Judge Robinson..

3. Attached as **Exhibit B** is a true and correct copy of United States Patent 6,132,324 to Hebert et al., bearing Plaintiff's Trial Exhibit No. PX 531 and production numbers CW 0322458 – CW 0322468.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 14th day of January, 2010 at Wilmington, Delaware.

/s/ Thomas L. Halkowski

Thomas L. Halkowski

CERTIFICATE OF SERVICE

I hereby certify that on January 14, 2010, the attached document was electronically filed with the Clerk of Court using CM/ECF which will send electronic notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I hereby certify that on January 14, 2010, I have Electronically Mailed the document to the following person(s):

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/s/ Thomas L. Halkowski
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